

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

CRAIG CUNNINGHAM,

PLAINTIFF,

V.

CIVIL ACTION NO. 16-CV-02500

SEVEN90, LLC., ET AL.,

HON. VICTORIA A. ROBERTS

DEFENDANTS.

MAGISTRATE JUDGE NEWBERN

**ORDER GRANTING PLAINTIFF'S MOTION TO DISMISS**

On January 9, 2017, Plaintiff filed a Motion to Dismiss with Prejudice. [Doc. 26]

The Court **GRANTS** the motion. Defendants Affiliate Truth, LLC d/b/a Blue Box Nutrition and d/b/a Xtreme T. Boost; Joshua Askeroth, Seven90, LLC.; Eli Conner; Sharks Eat, LLC; Green Earth Nutrition, LLC; Justin James Radobaugh; and, James Radobaugh are **DISMISSED WITH PREJUDICE**.

The case remains pending as to Defendants Opus Products, LLC, Brandon Peterson, J. Alejandro Montayo, John/Jane Doe 1-10 and Naturally Brands, Inc.

**IT IS ORDERED.**

/s/ Victoria A. Roberts  
VICTORIA A. ROBERTS  
UNITED STATES DISTRICT COURT  
SITTING BY SPECIAL DESIGNATION

DATED: SEPTEMBER 5, 2017

The undersigned certifies that a copy of this document was served on the attorneys of record, Craig Cunningham and Brandon Petersen by electronic means or U.S. Mail on September 5, 2017.

s/Linda Vertriest  
Deputy Clerk